

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Eastern

District of

New York

Site Pro-1, Inc.

V.

Better Metal, LLC

SUMMONS IN A CIVIL ACTION

CV - 06 6508

CASE NUMBER:

**GLASSER, J.
REYES, JR, M.**

TO: (Name and address of Defendant)

Better Metal, LLC
126 Wheeler Street
La Vergne, TN 37086

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

THE FARRELL LAW FIRM
Attn: John F. Gallagher III
333 Earle Ovington Blvd.
Suite 701
Uniondale, NY 11553

an answer to the complaint which is served on you with this summons, within 30 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

ROBERT C. HEINEMANN

DEC 07 2006

CLERK

DATE


(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>January 19, 2007 @ 3:30 pm.</u>	
NAME OF SERVER (PRINT) <u>Wallace Shook</u>	TITLE <u>Process Server</u>	
<i>Check one box below to indicate appropriate method of service</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>126 Wheeler Street - David Stansbury - Office Assistant</u> <u>La Vergne, TN 37086</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>1-19-07</u> <u>Wallace Shook</u> Date Signature of Server</p> <p><u>P.O. Box 1421, Florence, AL 35030</u> Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.